

EXHIBIT I

From: [Tom Saitta](#)
To: [Miller, Steve](#)
Cc: [Moore, John](#); [Zales, Joe](#); [Hruska, Andrew](#); [Tyson Langhofer](#); [Michael Ross](#)
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al
Date: Monday, September 21, 2020 5:51:45 PM

****External Sender****

Dear Steve:

I will. I anticipate having counsel arranged for the College Progressives in a day or so. I spoke to someone involved with Plot, and I believe they are going to consult with counsel. I let you know as soon as I hear anything more about that.

Sincerely,

Tom

Thomas A. Saitta
Aswad & Ingraham, LLP
46 Front St.
Binghamton, NY 13905
Tel: 607-722-3495
Fax: 607-722-2566

-----Original Message-----

From: Miller, Steve [<mailto:SMiller@KSLAW.com>]
Sent: Monday, September 21, 2020 5:47 PM
To: Tom Saitta
Cc: Moore, John; Zales, Joe; Hruska, Andrew; Tyson Langhofer; Michael Ross
Subject: Re: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

Thanks Tom, that would be great if you could ask him to approve pushing our meeting to next week.

On Sep 21, 2020, at 3:58 PM, Tom Saitta <tom.saitta@ailaw.com> wrote:

****External Sender****

Dear Steve and John:

Miro is pretty reasonable to deal with. I would think he'd agree to push the meeting back a week. I can ask the Court if you'd like. Additionally, I have no problem keeping the status hearing for 10/21.

Sincerely,

Tom

Thomas A. Saitta
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Fax: 607-722-2566

From: Miller, Steve [<mailto:SMiller@KSLAW.com>]
Sent: Monday, September 21, 2020 3:48 PM
To: Moore, John; Tom Saitta; Zales, Joe
Cc: Hruska, Andrew; Tyson Langhofer; Michael Ross
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

Thanks John and Tom.

John – We are concerned about the instruction in the attached order that directs counsel to confer no later than 21 days before the Rule 16 conference. We interpret that as a mandatory deadline, but we will agree to push our meet and confer back a week if you would like to ask permission from the Court. However, we do not want to push back our status hearing on October 21.

Thanks,
Steve

From: Moore, John <John.Moore@ag.ny.gov>
Sent: Monday, September 21, 2020 3:32 PM
To: Tom Saitta <tom.saitta@ailaw.com>; Miller, Steve <SMiller@KSLAW.com>; Zales, Joe <JZales@KSLAW.com>
Cc: Hruska, Andrew <AHruska@KSLAW.com>; Tyson Langhofer <tlanghofer@adflegal.org>; Michael Ross <MRoss@adflegal.org>
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

****External Sender****

Thanks Tom. Not trying to be difficult, but I'd rather set a schedule when we have appearances for all parties. Seems counterintuitive to push a conference, or hold it with pro se participants, if counsel will be appearing.

John F. Moore, A.A.G.
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From: Tom Saitta <tom.saitta@ailaw.com<<mailto:tom.saitta@ailaw.com>>>
Sent: Monday, September 21, 2020 3:16 PM
To: Moore, John <John.Moore@ag.ny.gov<<mailto:John.Moore@ag.ny.gov>>>; Miller, Steve <SMiller@KSLAW.com<<mailto:SMiller@KSLAW.com>>>; Zales, Joe <JZales@KSLAW.com<<mailto:JZales@KSLAW.com>>>
Cc: Hruska, Andrew <AHruska@KSLAW.com<<mailto:AHruska@KSLAW.com>>>; Tyson Langhofer <tlanghofer@adflegal.org<<mailto:tlanghofer@adflegal.org>>>; Michael Ross <MRoss@adflegal.org<<mailto:MRoss@adflegal.org>>>
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

Dear John:

I am in the process of arranging for counsel for the College Progressives. The first counsel requested by the Progressives was not inclined to take the case (he does not do a lot of civil litigation), I have spoken to their second choice and hope to get an answer from him today. So I think he'd be able to at least sit in on the meeting. However,

I don't believe that Plot has retained anyone at this point. I'm wondering if they haven't retained someone by the time of the meeting, whether they would have to be permitted to participate pro-se. I'm fine with circulating a proposed plan before they are represented. I'm also ok with moving the meeting back a week to see if Plot retains counsel, if everyone is agreeable.

Sincerely,

Tom

Thomas A. Saitta
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From: Moore, John [<mailto:John.Moore@ag.ny.gov>]
Sent: Monday, September 21, 2020 3:07 PM
To: Miller, Steve; Zales, Joe; Tom Saitta
Cc: Hruska, Andrew; Tyson Langhofer; Michael Ross
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

Thanks Steve. I'll look for the proposed order.

Re: meet-and-confer, I have these deadlines, at Dkt 3:

G.O. 25 FILING ORDER ISSUED: Initial Conference set for 10/21/2020 at 10:00 AM by telephone before Magistrate Judge Miroslav Lovric. Civil Case Management Plan must be filed and Mandatory Disclosures are to be exchanged by the parties on or before 10/14/2020.

We're over 3 weeks out from the due date for the proposed civil case management plan. Which deadline are we in danger of not meeting? If we still need one party to appear, what's the rush? I'd rather not have to do this twice. I agree circulating a proposed order before any meet-and-confer will get the ball moving. If all parties who have appeared want to confer this week, I'll attend. Tom, what's your position on this?

Thanks,
John

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From: Miller, Steve <SMiller@KSLAW.com<<mailto:SMiller@KSLAW.com>>>
Sent: Monday, September 21, 2020 1:50 PM
To: Moore, John <John.Moore@ag.ny.gov<<mailto:John.Moore@ag.ny.gov>>>; Zales, Joe <JZales@KSLAW.com<<mailto:JZales@KSLAW.com>>>; Tom Saitta

<tom.saitta@ailaw.com<<mailto:tom.saitta@ailaw.com>>>
Cc: Hruska, Andrew <AHruska@KSLAW.com<<mailto:AHruska@KSLAW.com>>>; Tyson Langhofer
<tlanghofer@adflegal.org<<mailto:tlanghofer@adflegal.org>>>; Michael Ross
<MRoss@adflegal.org<<mailto:MRoss@adflegal.org>>>
Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

John,

Given that we have served all parties, we would like to proceed with the pre-conference conferral this week with counsel who have already appeared so we can comply with the Court's deadlines. We are happy to schedule that conference for Friday to accommodate.

We will start working on a proposed scheduling order and will circulate when it's ready.

Thanks,
Steve

From: Moore, John <John.Moore@ag.ny.gov<<mailto:John.Moore@ag.ny.gov>>>
Sent: Monday, September 21, 2020 10:10 AM
To: Zales, Joe <JZales@KSLAW.com<<mailto:JZales@KSLAW.com>>>; Tom Saitta
<tom.saitta@ailaw.com<<mailto:tom.saitta@ailaw.com>>>
Cc: Hruska, Andrew <AHruska@KSLAW.com<<mailto:AHruska@KSLAW.com>>>; Miller, Steve
<SMiller@KSLAW.com<<mailto:SMiller@KSLAW.com>>>; Tyson Langhofer
<tlanghofer@adflegal.org<<mailto:tlanghofer@adflegal.org>>>; Michael Ross
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Subject: RE: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

****External Sender****

I can participate either day, but would prefer Friday as I'm trying to schedule something for Thursday. However, until we have appearances by counsel for all parties, I think we should hold off – we have until 10/14 to file a proposed scheduling order under the current GO 25, and I'd rather not have to confer twice.

Does someone want to circulate a proposed scheduling order as a starting point?

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From: Zales, Joe <JZales@KSLAW.com<<mailto:JZales@KSLAW.com>>>
Sent: Friday, September 18, 2020 3:34 PM
To: Moore, John <John.Moore@ag.ny.gov<<mailto:John.Moore@ag.ny.gov>>>; Tom Saitta
<tom.saitta@ailaw.com<<mailto:tom.saitta@ailaw.com>>>
Cc: Hruska, Andrew <AHruska@KSLAW.com<<mailto:AHruska@KSLAW.com>>>; Miller, Steve
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Subject: 3:20-cv-00822-LEK-ML - YAF et al v. Stenger et al

[EXTERNAL]

Counsel—

As discussed, we would like to hold our pre-conference conferral on September 24 or 25th. Please let us know your availability in the following windows:

- * September 24th – 9 am – 1 pm EST
- * September 25th – 10 am – 2 pm EST

Thomas – if you could please advise the attorney for defendant College Progressives (once set), that would be much appreciated.

We have filed the Affidavits of Service for the final defendant (Progressive Leaders of Tomorrow) and we are awaiting an appearance from their counsel.

Thank you,
Joe

Joseph L. Zales (Joe)
Associate | Special Matters and Government Investigations

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